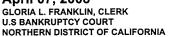
**EXHIBIT A** 

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**Entered on Docket** April 07, 2008





Signed and Filed: April 07, 2008

U.S. Bankruptcy Judge

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FOR THE NORTHERN DISTRICT OF CALIFORNIA

UNITED STATES BANKRUPTCY COURT

HUGO NERY BONILLA,

Debtor.

ATR-KIM ENG CAPITAL PARTNERS, INC., and ATR-KIM ENG FINANCIAL CORPORATION,

Plaintiffs,

vs.

HUGO NERY BONILLA and MONICA ARAENTA,

Defendants.

Case No. 07-30309 TEC

Chapter 7

Adv. Proc. No. 08-3031 TC

## ORDER RE ADMINISTRATIVE MOTION TO CONSIDER WHETHER CASES SHOULD BE RELATED

On March 16, 2007, Hugo Bonilla filed the above-captioned On December 10, 2007, pursuant to 28 U.S.C. bankruptcy case. § 1452(a) and Fed. R. Bankr. Proc. 9027, ATR-Kim Eng Capital Partners, Inc. and ATR-Kim Eng Financial Corp. (collectively, ATR) filed in the United States District Court a notice of removal of the California state-court action ATR-Kim Eng Financial Corp. and

ORDER RE PLAINTIFFS' ADMINISTRATIVE MTN-1-

Filed: 04/07/2008 Page 1 of 4 Case: 08-03031 Doc #: 3

ATR-Kim Eng Capital Partners, Inc. v. Hugo Bonilla and Monica Araenta, San Mateo County Superior Court case no. CIV-460691, assigned District Court case no. CV-07-6239 (SC) (N.D. Cal.) (the Removed Action).

On February 6, 2008, ATR filed in bankruptcy adversary proceeding no. 07-3079 an Administrative Motion to Consider Whether Cases Should be Related. On March 11, 2008, Debtor filed an objection to the Administrative Motion.

Because the Removed Action was not already pending in the District Court at the time the bankruptcy case was filed, and because the Removed Action is related to the above-captioned bankruptcy case, the notice of removal should have been filed in the bankruptcy court, and not in the District Court. See L.B.R. 5011-1(a). Although the notice of removal was filed in the District Court, the Removed Action was still automatically referred to the bankruptcy court. See id. The court enters this order clarifying that the Removed Action was automatically referred to this court (see Fed. R. Bankr. P. 9027(e)), and orders as follows:

- (1) The Removed Action is assigned adversary proceeding no. 08-3031 TC, and shall be assigned to the above-signed as a proceeding related to bankruptcy case no. 07-30309 and to adversary proceeding nos. 07-3079 and 07-3081.
  - (2) On or before April 14, 2008, ATR shall:
  - (a) pay the Clerk's Office the \$250 fee for opening the above-captioned adversary proceeding; and
    - (b) file an adversary proceeding cover sheet.

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ORDER RE PLAINTIFFS' ADMINISTRATIVE MTN-2-

(3) The court will enter a separate order setting a status conference in adversary proceeding no. 08-3031 for April 11, 2008 at 9:30 a.m.

\*\*END OF ORDER\*\*

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ORDER RE PLAINTIFFS' ADMINISTRATIVE MTN-3-

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